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DOR  
2/20/04

PATENT  
454313-3154.2

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : AUDONNET et al.  
Serial No. : 09/766,442  
Filing Date : January 19, 2001  
For : IMPROVED DNA VACCINES FOR FARM ANIMALS, IN  
PARTICULAR BOVINES AND PORCINES  
Examiner : J. Eric Angell  
Art Unit : 1635

745 Fifth Avenue, New York, NY  
10151

**EXPEDITED PROCEDURE**  
**RESPONSE AFTER FINAL ACTION**  
**UNDER 37 C.F.R. 1.116**

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Date of Deposit: January 21, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop AF Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**DECLARATION UNDER 37 C.F.R. 1.132**

**Mail Stop AF**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I, Dr. Jean-Christophe Audonnet, declare and state that:

1. I make this declaration in connection with U.S. application Serial No. 09/766,442. I am a co-inventor of this application and am familiar with its prosecution history, particularly as it pertains to the rejection under 35 U.S.C. §103(a) of claims 1, 4, 5, 16-19 and 21-36 as allegedly being unpatentable over Taylor *et al.* in view of Harris *et al.* and in further view of Bonnem *et al.* and Baker *et al.* Moreover, I am familiar with the final Office Action mailed on August 26, 2003.